CLASSIFICATION OFFICE DECISION

Title of publication:	i Dutch Boys (113 pics.jpg
Other known title(s):	Not stated
OFLC ref:	1600784.017
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	Secretary for Internal Affairs
Classification:	Unrestricted.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	29 November 2016
Date of direction to issue a label:	No direction to issue a label has been issued
Date of notice of decision:	25 November 2016

Summary of reasons for decision:

Although the image depicts a naked boy it is not reasonably capable of being regarded as sexual in nature. It therefore does not get through the "subject matter gateway" of s3(1) of the Films, Videos, and Publications Classification Act 1993, nor does it deal with matters under ss3A or 3B of that Act. The publication must therefore be classified as unrestricted. An unrestricted classification imposes no limitations on the right to freedom of expression as affirmed by the New Zealand Bill of Rights Act 1990.